

1 Robert A. Mittelstaedt (SBN 060359)
2 Jason McDonell (SBN 115084)
3 Elaine Wallace (SBN 197882)
4 JONES DAY
5 555 California Street, 26th Floor
6 San Francisco, CA 94104
7 Telephone: (415) 626-3939
8 Facsimile: (415) 875-5700
9 ramittelstaedt@jonesday.com
10 jmcdonell@jonesday.com
11 ewallace@jonesday.com

12 Tharan Gregory Lanier (SBN 138784)
13 Jane L. Froyd (SBN 220776)
14 JONES DAY
15 1755 Embarcadero Road
16 Palo Alto, CA 94303
17 Telephone: (650) 739-3939
18 Facsimile: (650) 739-3900
19 tglanier@jonesday.com
20 jfroyd@jonesday.com

21 Scott W. Cowan (Admitted *Pro Hac Vice*)
22 Joshua L. Fuchs (Admitted *Pro Hac Vice*)
23 JONES DAY
24 717 Texas, Suite 3300
25 Houston, TX 77002
26 Telephone: (832) 239-3939
27 Facsimile: (832) 239-3600
28 swcowan@jonesday.com
jlfuchs@jonesday.com

29 Attorneys for Defendants
30 SAP AG, SAP AMERICA, INC., and
31 TOMORROWNOW, INC.

32 UNITED STATES DISTRICT COURT
33 NORTHERN DISTRICT OF CALIFORNIA
34 SAN FRANCISCO DIVISION

35 ORACLE USA, INC., *et al.*,

36 Case No. 07-CV-1658 PJH (EDL)

37 Plaintiffs,

38 **[PROPOSED] ORDER GRANTING
39 STIPULATED ADMINISTRATIVE
40 MOTION TO REMOVE
41 INCORRECTLY FILED
42 DOCUMENTS**

43 v.

44 SAP AG, *et al.*,

45 Defendants.

1 Having considered the parties' Stipulated Administrative Motion to Remove Incorrectly
2 Filed Documents and the Declaration of Tharan Gregory Lanier in support, the Court hereby
3 GRANTS the motion. The Clerk of the Court shall remove Docket No. 431, Defendants' Notice
4 of Motion and Motion for Partial Summary Judgment Regarding Plaintiffs' Damages Claim, and
5 Docket No. 437, Defendants' Answer and Affirmative Defenses to Fourth Amended Complaint,
6 from the docket in this matter.

7

8

DATED: _____

By: _____

Hon. Phyllis J. Hamilton

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28